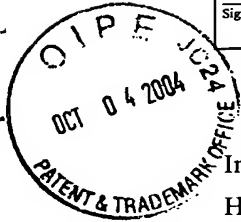


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Kenya T. Pierre, 50,165
Name of Attorney/Agent Registration No.
Signature of Attorney or Agent



P&G Case 9209M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of :
Haimanot Bekele et al. : Confirmation No. 6444
Serial No. 10/824,118 : Group Art Unit 1615
Filed 04/14/2004 : Examiner

For Anhydrous, Transfer-Resistant Cosmetic Lip Compositions

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, record is being made on the attached Form PTO/SB08 of documents which the Patent Office may wish to consider in connection with examination of the above-identified patent application. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case. As provided in §1.97(g), no representation is made or intended that a thorough art search was made. As provided in 37 C.F.R. §1.97(h), this Information Disclosure Statement does not constitute an admission of any kind, and specifically is not an admission that the documents listed on attached form PTO/SB08 are, or are considered to be, material to the patentability of the above-identified patent application, as defined in 37 C.F.R. §1.56(b).

1. ☐ 37 C.F.R. §1.97(b)(1) - U.S. Direct (use when filing IDS with nonprovisional patent application, or with Request for Continued Examination (RCE); or within 3 months of filing a nonprovisional patent application)

This information disclosure statement, submitted under 37 C.F.R. §1.97(b)(1), is being filed with the patent application, with a Request for Continued Examination or within three months of the filing date of a national application. Therefore, no fee is believed to be due.

2. ☒ **37 C.F.R. §1.97(b)(3)** - (use when filing IDS more than 3 months after filing a nonprovisional patent application, but prior to receipt of first Office Action)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(b)(3). Applicants have not received an Office Action on the merits in the present application. Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter (or a fee transmittal form) is enclosed to facilitate charging of the fee, if necessary.

TO BE NOTED BY THE EXAMINER:

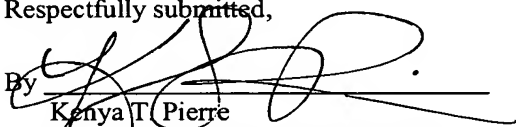
☐ (1) (For use with applications filed prior to or on June 30, 2003.) Copies of the cited documents are enclosed.

OR

☒ (2) (For use with applications filed after June 30, 2003.) In accordance with 37 C.F.R. §1.98(a)(2), Applicants are submitting copies of foreign patent documents and non-patent literature.

Respectfully submitted,

By


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Date: 9/30/04
Customer No. 27752
(IDS.doc) (Last Revised 10/10/03)

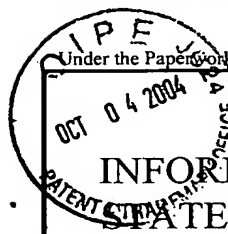
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Substitute for form 1449A/PTO



INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

SHEET 1 of 2

COMPLETE IF KNOWN

Application Number	10/824,118
Confirmation Number	6444
Filing Date	04/14/2004
First Named Inventor	Haimanot Bekele et al.
Group Art Unit	1615
Examiner Name	
Attorney Docket Number	9209M

U. S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	DOCUMENT NUMBER Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	01	US-2001/0031270 A1	10/18/2001	Douin et al.	
	02	US-2001/0051142 A1	12/13/2001	Duden et al.	
	03	US-4,861,907	09/29/1989	Wright et al.	
	04	US-5,164,522	11/17/1992	McCarthy et al.	
	05	US-5,260,055	11/09/1993	Imperante et al.	
	06	US-5,262,150	11/16/1993	Laugier et al.	
	07	US-5,372,804	12/13/1994	Khoshdel et al.	
	08	US-5,503,824	04/02/1996	Lentini et al.	
	09	US-5,578,298	11/26/1996	Berthiaume et al.	
	10	US-5,635,163	06/03/1997	Hansenne	
	11	US-5,900,393	05/04/1999	Ramachandran et al.	
	12	US-5,925,341	06/20/1999	Cervantes et al.	
	13	US-6,045,782	04/04/2000	Krog et al.	
	14	US-6,110,451	08/29/2000	Matz et al.	
	15	US-6,153,567	11/28/2000	Hughes	
	16	US-6,159,914	12/12/2000	DeCoster et al.	
	17	US-6,180,117 B1	01/30/2001	Berthiaume et al.	
	18	US-6,251,413 B1	06/26/2001	Ferrari et al.	
	19	US-6,268,454 B1	07/31/2001	Song et al.	
	20	US-2002/0006389	01/17/2002	Restle et al.	
	21	US 6,451,905 B2	09/17/2002	Spyropoulos et al.	
	22	US-2003/0228267	12/11/2003	Aust et al.	
	23	US-6,706,836 B1	03/16/2004	Holguin et al.	

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¹Applicant's unique citation designation number (optional). ²See Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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<p>Substitute for form 1449A/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>(use as many sheets as necessary)</p> <p>SHEET 2 of 2</p>	COMPLETE IF KNOWN	
	Application Number	10/824,118
	Confirmation Number	6444
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	First Named Inventor	Haimanot Bekele et al.
	Group Art Unit	1615
	Examiner Name	
	Attorney Docket Number	9209M

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	FOREIGN PATENT DOCUMENT Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
	24	EP 0 445 700 B1	09/11/1991	Dow Corning Corporation		
	25	EP 0 529 883 A1	03/03/1993	Unilever PLC		
	26	JP 01002925 A	01/09/2001	Shiseido Co. Ltd.		T
	27	JP 05017333 A2	01/26/1993	Shiseido Co Ltd.		ABS
	28	JP 05032527 A2	02/09/1993	Shiseido Co. Ltd.		ABS
	29	JP 05032534 A2	02/09/1993	Shiseido Co Ltd.		ABS
	30	JP 05098161 A2	04/20/1993	Mitsubishi Kasei Corporation		ABS
	31	JP 08027273 A2	01/30/1996	Toshiba Silicone Co Ltd.		ABS
	32	JP 08092029 A2	04/09/1996	Kao Corporation		ABS
	33	JP 08257391 A2	10/08/1996	Sanyo Chem Ind Ltd.		ABS
	34	JP 09095419 A2	04/08/1997	Nippon Unicar Co Ltd.		ABS
	35	JP 10095705 A2	04/14/1998	Kao Corporation		ABS
	36	JP 10245330 A2	09/14/1998	Shiseido Co. Ltd.		ABS
	37	JP 57058605 A2	04/08/1982	Pola Chem Ind Inc.		ABS
	38	JP 2000128768 A2	05/09/2000	Shiseido Co Ltd.		ABS
	39	JP 2000178125 A2	06/27/2000	Kao Corporation		ABS
	40	JP 2001002925 A2	01/09/2001	Shiseido Co. Ltd.		ABS
	41	JP 2001081009 A2	03/27/2001	NOF Corporation		ABS
	42	JP 2001131580 A2	05/15/2001	Kao Corporation		ABS
	43	JP 2002060331 A2	02/26/2002	Shiseido Co. Ltd.		ABS
	44	WO 00/28964	05/25/2000	L'Oreal		
	45	WO 01/62376 A1	08/30/2001	Henkel Kommanditgesellschaft Auf Aktien		
	46	WO 01/74917 A1	10/11/2001	Avery Dennison Corporation		
	47	WO 01/076552 A3	10/18/2001	Noveon IP Holdings Corp.		
	48	WO 01/41721 A1	06/14/2001	L'Oreal		
EXAMINER				DATE CONSIDERED		

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